IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 12/2007
SANJAY KUMAR PANSARI Vs. THE STATE OF RAJASTHAN & ANR.

DATE: 09.01.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. Mahendra Goyal for the accused-petitioner.
Mr. Ashwani Kumar Sharma, PP for the State.

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This criminal revision petition under Section 397 read with Section 401 Cr.P.C. is directed against the judgment dated 03.10.2006 passed by the Additional Sessions Judge, Jhunjhunu in Criminal Revision No. 27/2004 (99/2003), whereby the criminal revision has been accepted and the order dated 26.02.2003 passed by the Chief Judicial Magistrate, Jhunjhunu in Criminal Case No. 264/2000 discharging the accused-petitioner from the offence under Section 379 IPC, has been set-aside and the matter has been remanded back to the trial Court for fresh adjudication.

The case of the petitioner is that the Revisional Court has not considered the judgment passed by this Court in S.B. Criminal Misc. Petition No. 1025/2000 dated 30.01.2001 and has also not considered the material available on record and wrongly remanded